

2005 AUG 5 P 5:16  
OF MASS.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

BIS Advanced Software Systems, Ltd., )

Plaintiff, )

v. )

Civil Action No. 04-11960-RWZ

Red Bend Software, Inc., )

Red Bend Software, Ltd., )

Time Warner Inc., )

ICQ, Inc., )

InstallShield Software Corp., )

and )

ScanSoft, Inc. )

Defendants. )

**PLAINTIFF'S MOTION TO COMPEL DISCOVERY**

Pursuant to Fed. R. Civ. P. 37(a)(2)(B), Plaintiff BIS Advanced Software Systems, Ltd. ("Plaintiff") hereby moves for an order requiring Defendants Red Bend Software, Inc., Red Bend Software, Ltd., ICQ, Inc., and InstallShield Software Corp. (collectively, "Defendants") to give full and complete responses to all Plaintiff's discovery requests.

Support for this motion is contained in Plaintiff's Brief in Support of Its Motion to Compel Discovery, filed herewith.

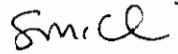
**REQUEST FOR ORAL ARGUMENT**

Plaintiff respectfully requests oral argument on this motion.

Respectfully submitted,

BIS ADVANCED SOFTWARE SYSTEMS, LTD.

By its attorneys,



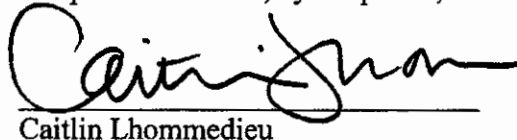
Daniel P. Tighe (BBO #556583)  
Scott McConchie (BBO #634127)  
GREISINGER, TIGHE & MAFFEI, LLP  
176 Federal Street  
Boston, MA 02110-2214  
(617) 542-9900

Neil F. Greenblum  
Michael J. Fink  
Caitlin Lhommedieu  
Benjamin P. Kota  
GREENBLUM & BERNSTEIN, P.L.C.  
1950 Roland Clarke Place  
Reston, VA 20191  
(703) 716-1191

Dated: August 5, 2005

Certificate under Local Rule 7.1

In accordance with Local Rule 7.1(a)(2), Caitlin Lhommedieu, counsel for Plaintiff, certifies that on August 1, 2005 she conferred with counsel for Defendants, Anastasia Fernands and Ethan Horwitz, about this Motion and attempted in good faith to resolve the matter, but was unable to reach agreement. The conference took place at 11 a.m., by telephone, for approximately 15 minutes.

  
Caitlin Lhommedieu

(L466PL002)

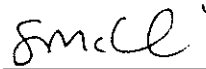
CERTIFICATE OF SERVICE

I hereby certify that, on August 5, 2005, copies of the Plaintiff's Motion to Compel Discovery were caused to be served upon the following counsel of record:

**By e-mail**

Anastasia Fernands  
Goodwin Procter LLP  
599 Lexington Avenue  
New York, NY 10022

Andrew Valentine  
Gray Cary Ware & Freidenrich LLP  
2000 University Avenue  
East Palo Alto, CA 94303



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Scott McConchie  
Griesinger, Tighe, & Maffei, LLP  
176 Federal Street  
Boston, MA 02110-2214  
(617) 542-9900